IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL W.P.NO.2478 OF 2005

Bhargav Bholabhai Patel ..Petitioner

Vs.

Union of India & Anrs. ..Respondents

...

Mr. Sanjay Kantawala i/b Shailesh Kumar
Advocate for Petitioner
Mr. H.V.Mehta for Respondent no.1
Ms. S.V.Gajare A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : OCTOBER 14, 2005

P.C.

1. Heard the learned advocate for the petitioner, learned counsel for the respondent no.1-and the learned A.P.P. for the State.

2. The learned counsel for the petitioner states that he is just pressing one prayer in the present petition i.e. he may be heard in the adjudication proceedings in respect of which he has received show cause notice dated 29.9.2005 and the said proceedings be disposed of expeditiously. The

learned advocate for the petitioner states that reply to the said show cause notice has already been furnished, however, he will furnish another copy of the said reply to the respondent-authority by today. By the said show cause notice, the petitioner has been called upon to show cause to the Commissioner of Customs as to why the penalty should not be imposed on him under Section 112(A) of the Customs Act, 1962.

3. As far as other prayers are concerned, the learned advocate for the petitioner states that he may be granted liberty to file appropriate proceedings at a later stage. Liberty as prayed for is granted.

4. In this view of the matter, the concerned authority to hear the petitioner in the adjudication proceedings and to dispose of the said proceedings qua the petitioner within a period of five weeks from today.

5. Writ Petition is disposed of.

[V.K.TAHILRAMANI,J.]